

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0500 Department of Education

ACT#: 1026

SECTION#: 2

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~EQUALIZATION OF PERSONAL PROPERTY MILLAGE. (A) Amendment 79 of the Constitution of the State of Arkansas provides that school district millage must be equal for all classes of property and several school districts now have unequalized millage on real and personal property. The Arkansas Department of Education and the Assessment Coordination Department are hereby authorized to identify those school districts which are affected by the Amendment 79 provision to equalize millage and calculate the loss in revenues due to the equalization of the millage. Loss in revenue shall be defined as the difference between the collectable taxes calculated by multiplying the current assessment times the pre-equalized mills and the current assessment times post-equalized mills. (B) School districts shall receive funding authorized herein equal to the loss in revenues as calculated by the Arkansas Department of Education and the Assessment Coordination Department. (C) Funding received by school districts pursuant to this act shall be considered unrestricted revenues to those districts and shall be included in the calculation of total state and local revenues of each district. The provisions of this section shall be in effect only from July 1, 2003 2005 through June 30, 2005 2007.~~

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AGENCY: 0500 Department of Education

ACT#: 1608

SECTION#: 17

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TURNBACK FUNDS. Any Federal Mineral Leasing Funds, Federal Forest Reserve Funds, Federal Flood Control Funds, or any similar turnback funds in the State Treasury for which the eligible county and/or school district cannot be identified may be transferred to the Department of Education Public School Fund Account and used for any lawful school purpose.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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AGENCY: 0500 Department of Education

ACT#: 1608

SECTION#: 18

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

YEAR-END FUND BALANCE. Notwithstanding any law pertaining to the transfer of year-end fund balances or any law to the contrary, any funds which remain in the Department of Education Fund Account at the end of a fiscal year shall remain in the Department of Education Fund Account and made available to fund appropriation authorized by law and made payable from the Department of Education Fund Account for the following fiscal year.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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AGENCY: 0500 Department of Education

ACT#: 1608

SECTION#: 19

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~FUND TRANSFER. Immediately upon the effective date of this act the Chief Fiscal Officer of the State shall transfer on his books, and those of the State Treasurer and Auditor of State, the balance of monies remaining in the Educational Loan Fund to the Education Revolving Loan Certificates Fund.~~

~~————The provisions of this section shall be in effect only from July 1, 2003 2005 through June 30, 2005 2007.~~

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2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0500 Department of Education

ACT#: 1608

SECTION#: 20

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~_____ FUND BALANCES _____ PUBLIC ELEMENTARY AND SECONDARY SCHOOL INSURANCE FUND. (A) For all appropriations as provided in this Act, the agency disbursing officer shall monitor the level of fund balances in relation to expenditures on a monthly basis. If any proposed expenditures would cause the Public Elementary and Secondary School Insurance Fund to decline below two million eight hundred fifty two thousand eight hundred thirty two dollars (\$2,852,832), the disbursing officer shall immediately notify the executive head of the agency. Prior to any obligations being made under these circumstances, the agency head shall file written documentation with the Chief Fiscal Officer of the State requesting approval of the expenditures. Such documentation shall provide sufficient financial data to justify the expenditures and shall include the following:~~

- ~~1) _____ a plan that clearly indicates the specific fiscal impact of such expenditures on the fund balance.~~
- ~~2) _____ information clearly indicating and explaining what programs would be cut or any other measures to be taken by the agency to restore the fund balance.~~
- ~~3) _____ the extent to which any of the planned expenditures are for one-time costs or one-time purchase of capitalized items.~~
- ~~4) _____ a statement certifying that the expenditure of fund balances will not jeopardize the financial health of the agency, nor result in a permanent depletion of the fund balance.~~

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EXECUTIVE RECOMMENDATION

~~————(B)—— The Chief Fiscal Officer of the State shall review the request and approve or disapprove all or any part of the request, after having sought prior review by the Legislative Council.~~

~~———— The provisions of this section shall be in effect only from July 1, 2003 2005 through June 30, 2005 2007.~~

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0500 Department of Education

ACT#: 3-1SS

SECTION#: 6

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~SUMMER SCHOOL EMPLOYEES. Employees who, in addition to working during the regular school term also work during the summer months, shall be authorized as additional compensation an amount not to exceed 1/12 of their annual salary for each month or part thereof worked. Such additional compensation shall not be construed as exceeding the maximum salary authorized for said employees. Payment of additional compensation shall be limited to employees in the following classifications:~~

~~SUMMER SCHOOL POSITIONS CLASS CODE~~

~~Teacher School for Math & Science 7611~~

~~Counselor School for Math & Science 7612~~

~~Dorm Supv. School for Math & Science 7613~~

~~Asst. Supv. School for Math & Science 7614~~

~~Asst. Dorm Supv. School for Math & Science 8808~~

~~— The provisions of this section shall be in effect only from July 1, 2003 2005 through June 30, 2005 2007.~~

AGENCY REQUEST

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0500 Department of Education

ACT#: 3-1SS

SECTION#: 8

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~TEACHER GRANT RELATED FUNDING PROVISION. Teachers of the School for Mathematics and Sciences who, in addition to fulfilling annual teaching contract requirements also write grants, grant progress reports and write and publish papers may be authorized as additional annual compensation an amount up to 1/12 of their annual salary. Such additional compensation shall not be construed as exceeding the maximum salary authorized for said employees. The additional compensation authorized by this section shall only be paid from a portion of the grant monies received and shall not be paid from state general revenues or Educational Excellence Trust Fund monies.~~

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2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0500 Department of Education

ACT#: 51-1SS

SECTION#: 4

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~MATH & SCIENCE SCHOOL FUND TRANSFER. Any funds which remain in the Department of Education Public School Fund Account or the Public School Fund for the Department of Education — Arkansas School for Mathematics and Sciences at the end of a fiscal year shall be transferred by the Chief Fiscal Officer of the State to the General Improvement Fund or its successor fund or fund accounts, there to be used exclusively to provide additional funding for appropriations for the Department of Education — Arkansas School for Mathematics and Sciences which are made payable from the General Improvement Fund or its successor fund or fund accounts.~~

~~——— The provisions of this section shall be in effect only from July 1, 2003 2005 through June 30, 2005 2007.~~

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AGENCY: 0500 Department of Education

ACT#: 51-1SS

SECTION#: 5

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

GRANTS TO SCHOOL DISTRICTS. For the purposes of distributing the Grants To School Districts appropriation in Section 1 of this Act, "school district" means a school district which contracts with a school district in an adjoining state for the education of some of the pupils within the Arkansas school district because the portion of the school district wherein such pupils live is completely separated from the remainder of the school district by a reservoir covering at least 12,000 acres at normal water level, and where to attend school in their own district, the pupils of said portion would be required to travel or to be transported a distance (measured by the nearest highway or road route) of more than 35 miles round trip and pass through another school district or districts. The Department of Education shall distribute the monies appropriated for Grants to School Districts in Section 1 of this Act to such school districts as reimbursement for expenses incurred in educating the pupils residing in the separated portion of the school district. Such school districts shall file a request for reimbursement with the Department of Education and provide the Department of Education with such documentation as is deemed necessary.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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AGENCY: 0500 Department of Education

ACT#: 51-1SS

SECTION#: 6

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

SPECIAL EDUCATION SERVICES. The funds appropriated in the line item "Special Education Services" in Section 1 of this Act shall be used to provide extended year summer programs for handicapped students in need of such services, to provide special education services to foster children who are wards of the State, and to provide funds for the payment of salaries of special education supervisors. The Department of Education shall distribute such funds in the manner necessary to carry out the intent of this Section.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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AGENCY: 0500 Department of Education

ACT#: 51-1SS

SECTION#: 7

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

RETIREMENT MATCHING. Beginning with the 1996-97 school year, Local School Districts shall pay the teacher retirement employer contribution rate for any eligible employee in accordance with rules and regulations established by the Teacher Retirement Board of Directors. The appropriation contained herein for Teacher Retirement Matching each fiscal year shall be used to provide the employer matching for employees of the ~~Cooperative Education Services Areas, Vocational Centers, Arkansas Easter Seals, and the school operated by the Department of Correction.~~

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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AGENCY: 0500 Department of Education

ACT#: 51-1SS

SECTION#: 8

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~HEALTH INSURANCE. Beginning with the 1996-97 school year, Local School Districts shall pay no less than the health insurance contribution rate established by Arkansas Code 6-17-1117 for each eligible employee electing to participate in the Public School Employee Health Insurance Program. The appropriation contained herein for Public School Employee Insurance each fiscal year shall be used to provide the state contribution for insurance premiums for employees of the Cooperative Education Services Areas, Vocational Centers, and the school operated by the Department of Correction who participate in the Arkansas Public School Life and Health Insurance Program.~~

~~———— The provisions of this section shall be in effect only from July 1, 2003 2005 through June 30, 2005 2007.~~

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AGENCY: 0500 Department of Education

ACT#: 51-1SS

SECTION#: 9

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~PULASKI COUNTY DESEGREGATION EXPENSES.~~ (A) For the fiscal year ending June 30, ~~2004~~ and for each fiscal year thereafter, the Department of Education shall from time to time as needed, certify to the State Treasurer and the Chief Fiscal Officer of the State, the amount of funds disbursed or approved to be disbursed by the Department of Education for desegregation expenses under any the "Pulaski County School Desegregation Settlement Agreement." Upon the receipt of such certification, the State Treasurer, after making those deductions as set out in Arkansas Code 19-5-202(b)(2)(B), shall also deduct ~~up to, but not to exceed in total for fiscal year 2003-04 the sum of \$32,800,000~~ from the net general revenues the amount certified and transfer this amount to the Department of Education Public School Fund Account there to be used exclusively for payment of or reimbursement for expenses incurred from the Department of Education Public School Fund Account under any "Desegregation Settlement Agreement."

(B) ~~For the fiscal year ending June 30, 2005, the Department of Education shall from time to time as needed, certify to the State Treasurer and the Chief Fiscal Officer of the State, the amount of funds disbursed for desegregation expenses under the "Pulaski County School Desegregation Settlement Agreement."~~ Upon the receipt of such certification, the State Treasurer, after making those deductions as set out in Arkansas Code 19-5-202(b)(2)(B), shall also deduct up to, but not to exceed in total for fiscal year ~~2004-05~~ the sum of \$32,800,000 from

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EXECUTIVE RECOMMENDATION

~~the net general revenues and transfer this amount to the Department of Education Public School Fund Account.~~

~~———The provisions of this section shall be in effect only from July 1, 2003 through June 30, 2005.~~

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ACT#: 51-1SS

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

CONSOLIDATION INCENTIVE. The appropriation contained herein for Consolidation Incentive shall be allocated in accordance with rules and regulations established by the State Board of Education.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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SECTION#: 11

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

RESIDENTIAL CENTERS/JUVENILE DETENTION. The funds appropriated herein for Residential Centers/Juvenile Detention shall be allocated in accordance with rules and regulations established by the State Board of Education.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

TRANSFER AUTHORITY. The Director of the Department of Education, with the approval of the Chief Fiscal Officer and after approval by the Arkansas Legislative Council or Joint Budget Committee, is hereby authorized to request necessary appropriation transfers and any other budget related adjustments necessary.

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the Department of Education may operate more efficiently if some flexibility is provided to the Director of the Department of Education authorizing broad powers under the Transfer Authority provision herein. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court jurisdiction, this entire section is void.

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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SECTION#: 13

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~WORKERS' COMPENSATION PURCHASE. The appropriation and funds authorized herein for Purchase of Workers' Compensation Coverage by School Districts and Education Service Cooperatives shall be distributed proportionally by the Department of Education to each of the various school districts based on each school district's average daily membership (ADM) the previous year and to each of the state's education service cooperatives in an amount equal to 50% of the amount each cooperative expended for that purpose the previous year.~~

~~———— The provisions of this section shall be in effect only from July 1, 2003 2005 through June 30, 2005 2007.~~

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2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0500 Department of Education

ACT#: 51-1SS

SECTION#: 14

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

ARKANSAS/STRIVE PROGRAM TRANSFER. The Chief Fiscal Officer of the State shall transfer on his books and those of the State Treasurer the sum of \$200,000 during each fiscal year, of the biennium from the Department of Education Public School Fund Account to the University of Arkansas at Little Rock Fund, specifically to provide funding for the Arkansas/STRIVE Program. The total amount of funds transferred each fiscal year pursuant to this section shall not be subject to any indirect costs by the University of Arkansas at Little Rock.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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ACT#: 51-1SS

SECTION#: 15

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~AMENDMENT 74 RULES AND REGULATIONS. Due to pending public school finance litigation, before any rules and regulations pursuant to the implementation of Amendment 74 to the Arkansas Constitution are reviewed by the Administrative Rules and Regulations Committee of the Arkansas Legislative Council and adopted by the Department of Education, such proposed rules and regulations shall be reviewed by the Litigation Reports Oversight Committee of the Arkansas Legislative Council.~~

~~———— The provisions of this section shall be in effect only from July 1, 2003 2005 through June 30, 2005 2007.~~

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ACT#: 51-1SS

SECTION#: 16

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

ASSESSMENT/END OF LEVEL TESTING. Of the total amount appropriated for Assessment/End-of-Level Testing for each fiscal year of the ~~2003-2005~~ 2005-2007 biennium, up to \$500,000 may be authorized by the Director of the Department of Education to be used to provide staff development training for educational cooperatives, school districts, and for Department of Education staff on such content areas as test interpretation, goal setting, educational plan development, curriculum development, instructional strategies, classroom management and for evaluation procedures.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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AGENCY: 0500 Department of Education

ACT#: 51-1SS

SECTION#: 17

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

AETN DOCUMENTED QUIZ BOWL COSTS. Of the total amount of appropriation and funds authorized herein to the Department of Education - for the Quiz Bowl each fiscal year, an amount not to exceed 40% each fiscal year may be made available to the Department of Education - Educational Television Division for its documented costs associated with the Quiz Bowl.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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AGENCY: 0500 Department of Education

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SECTION#: 18

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~OPEN ENROLLMENT CHARTER SCHOOL EVALUATION. The Department of Education is hereby authorized to utilize a portion of the appropriation and funds authorized herein for Open Enrollment Charter Schools for costs associated with the evaluation of Open Enrollment Charter Schools.~~

~~———— The provisions of this section shall be in effect only from July 1, 2003 2005 through June 30, 2005 2007.~~

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AGENCY: 0500 Department of Education

ACT#: 51-1SS

SECTION#: 19

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

INTERVENTION BLOCK GRANTS FUNDING RESTRICTION. The Department of Education shall make available from the Intervention Block Grants appropriation authorized by this Act, one hundred thousand dollars (\$100,000) each fiscal year for the annual expenses of the Quiz Bowl, thirteen thousand five hundred dollars (\$13,500) each fiscal year for Odyssey of the Mind for grants up to \$1,000 each for students and chaperones, thirteen thousand five hundred dollars (\$13,500) each fiscal year for Destination Imagination, and five thousand dollars (\$5,000) each fiscal year for the State History Day Competition. The Department of Education shall allocate General Revenue funding totaling no less than one hundred thirty two thousand dollars (\$132,000) each fiscal year from the Department of Education Public School Fund Account to support the annual expenses of the Quiz Bowl, the Odyssey of the Mind for grants up to \$1,000 each for students and chaperones, Destination Imagination, and the State History Day Competition. The Department shall either expend or have committed for expenditure the monies allocated for the Quiz Bowl, Odyssey of the Mind, Destination Imagination, and the State History Day Competition as authorized herein in order to fulfill the provisions of this section.

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ACT#: 51-1SS

SECTION#: 20

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

EAST FUNDING PROVISION. Of the total amount appropriated for Technology Grants each fiscal year, an amount of not less than one million dollars (\$1,000,000) or eighteen percent (18%), whichever is greater each fiscal year, shall be awarded through a grant or professional services contract for EAST infrastructure personal services and operating expenses. The EAST infrastructure grant or contract for personal services and operating expenses shall be awarded to an entity that has personnel or experience, or both, in implementing the EAST Initiative.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

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AGENCY: 0500 Department of Education

ACT#: 51-1SS

SECTION#: 21

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~PRIORITIZATION OF FUNDING. The State Board of Education shall give first priority to allocating funding for those line items contained in Section 1 of this Act that further the State's goal of maintaining equitable funding of students in the public schools of this State. Those line items that further this goal shall be those line items that contribute to the State meeting the Federal Range Ratio as it is described in 34 C.F.R. §§ 222.61, et seq. (1994).~~

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AGENCY: 0500 Department of Education

ACT#: 51-1SS

SECTION#: 22

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

EXPLOR-NET FUNDING PROVISION. Of the total appropriation authorized by this Act for Technology Grants the Department of Education shall make available one hundred eighty seven thousand five hundred seventy five dollars (\$187,575) each fiscal year for Explor-Net Program initiatives to teach students computer repair in a hands-on environment. The Department of Education shall allocate General Revenue funding totaling no less than one hundred eighty seven thousand five hundred seventy five dollars (\$187,575) each fiscal year from the Department of Education Public School Fund Account to support the Explor-Net Program. The Department shall either expend or have committed for expenditure the monies allocated for the Explor-Net Program in order to fulfill the provisions of this section.

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AGENCY: 0500 Department of Education

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SECTION#: 23

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

ARKANSAS LEADERSHIP ACADEMY - REDUCTION OF FUNDS RESTRICTION. Upon determination by the Department of Education that a reduction in the amount of available appropriation within the Department of Education Fund Account is required from the amount appropriated, the reduction in the available appropriation from the full amount appropriated for the Arkansas Leadership Academy shall be limited to the average percentage reduction in the other appropriations to the Department of Education from the Department of Education Fund Account.

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AGENCY: 0500 Department of Education

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SECTION#: 24

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~Subsection (c) of Section 3 of uncodified Act 1288 of 1993, as amended, concerning the Pygmalion Commission is repealed:~~

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CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~Arkansas Code Annotated 6-17-2104(j) of The Educator Compensation Act of 2001 is amended to read as follows:~~

~~(j) The required salary increase for targeted educators shall only be required to be implemented if the local school district has received sufficient state funds as determined by the Department of Education to implement the required salary increase or proportion thereof for the given fiscal year.~~

AGENCY REQUEST

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0500 Department of Education

ACT#: 73-2SS

SECTION#: 2

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~CARRY FORWARD. The unexpended balance of appropriation remaining on June 30, 2004 2006 authorized by this Act for Administrative Consolidation Assistance shall be carried forward and made available for the same purpose during the fiscal year ending June 30, 2005 2007.~~

~~———— The provisions of this section shall be in effect only from July 1, 2003 2005 through June 30, 2005 2007.~~

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AGENCY: 0500 Department of Education

ACT#: 77-2SS

SECTION#: 2

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~AGENCY TEACHERS IN SPECIAL SETTINGS BONUS FUNDING. If sufficient appropriation or funds, or both, are not available in the budgets of the following agencies as approved by the Chief Fiscal Officer of the State during the 2004-05 2006-07 Fiscal Year to fully provide a one-time \$2,500 bonus to each full-time equivalent certified teacher employed on October 1, 2004 2006, by the Department of Human Services Human Development Centers, Intermediate Care Facilities for the Mentally Retarded for Children, or the School for Mathematics, Sciences and the Arts, or the Arkansas National Guard Youth Challenge Program and the Civilian Student Training Program, or Adult Education Centers at public school districts as approved by the Department of Workforce Education Adult Education, or the School for the Blind or the School for the Deaf, the Chief Fiscal Officer of the State shall transfer the amount of moneys necessary from the Merit Adjustment Fund and any necessary appropriation, from that authorized to the Department of Finance and Administration for Regular Salaries for transfer to state agencies, to the various fund or fund accounts of the agencies listed herein in order to provide the one-time \$2,500 bonus to eligible teachers.~~

~~Further, the appropriation and funds authorized herein for the bonus shall not be spent until the agencies have submitted a list of proposed payments to the Chief Fiscal Officer of the State for approval. Such information shall be submitted in such form and content as may be required by the Chief Fiscal Officer of the State.~~

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ACT#: 77-2SS

SECTION#: 3

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~NON-AGENCY CERTIFIED TEACHERS IN SPECIAL SETTINGS BONUS FUNDING PROVISION. During the 2004-05 2006-07 fiscal year each school district that contracts with or otherwise receives teaching services for its students shall pay to the applicable provider of service, a one time bonus in an amount equal to \$2,500 for each full time equivalent certified teacher employed on October 1, 2004 2006, by the provider that is providing the services to school district students. Immediately upon receiving the monies from the school district the provider of service shall make available the \$2,500 one-time bonus to each of its full time equivalent certified teachers that are providing the services to school district students. Each provider will be responsible for notifying the school district of its proportional share of the cost to provide the full time equivalent certified teacher. If a dispute were to occur, the Arkansas Department of Education will have final authority to determine the amount due from a school district.~~

~~———— The provisions of this section shall be in effect only from July 1, 2003 2005 through June 30, 2005 2007.~~

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SECTION#: 4

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~NON-AGENCY CERTIFIED TEACHERS IN SPECIAL SETTINGS BONUS. The Department of Human Services—Youth Services Division, shall provide a one-time bonus of \$2,500 for each full-time equivalent certified teacher employed by a private provider that is providing teaching services to juveniles in the custody of the Youth Services Division. Immediately upon receiving the monies from the Department of Human Services—Youth Services Division the provider of service shall make available the \$2,500 one-time bonus to each of its full-time equivalent certified teachers that are providing the services to juveniles in custody of the Youth Services Division.~~

~~———The provisions of this section shall be in effect only from July 1, 2003 2005 through June 30, 2005 2007.~~

AGENCY REQUEST

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0500 Department of Education

ACT#: 77-2SS

SECTION#: 5

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~NON-AGENCY CERTIFIED TEACHERS IN SPECIAL SETTINGS BONUS FOR CHILDREN AGES 3 TO 5 YEARS OLD. The Department of Human Services —Developmental Disabilities Services, shall provide a one time bonus of \$2,500 for each full time equivalent certified teacher employed on October 1, 2004 2006, by a private provider that is providing teaching services to children ages 3 to 5 years old. Immediately upon receiving the monies from the Department of Human Services —Developmental Disabilities Services Division the provider of service shall make available the \$2,500 one time bonus to each of its full time equivalent certified teachers that are providing the services to children ages 3 to 5 years old. —The provisions of this section shall be in effect only from July 1, 2003 2005 through June 30, 2005 2007.~~

AGENCY REQUEST

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0500 Department of Education

ACT#: 77-2SS

SECTION#: 6

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~DEFINITION OF CERTIFIED TEACHER:~~

~~"Certified Teacher " means:~~

~~_____ (A) An individual who is required to hold a
teaching license from the department and who is engaged directly in
instruction with students in a classroom setting for more than seventy
percent (70%) of the individual's contracted time;~~

~~_____ (B) A guidance counselor; or~~

~~_____ (C) A librarian;~~

AGENCY REQUEST

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0500 Department of Education

ACT#: 77-2SS

SECTION#: 7

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~RETIREMENT BENEFITS. Bonus payments as required by this act are not considered as salary for the calculation of retirement benefits under the Arkansas Teacher Retirement System or the Arkansas Public Employee Retirement System. However, this special language does not preclude or require any provider of services from including the bonus for retirement purposes.~~

AGENCY REQUEST

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0500 Department of Education

ACT#: 77-2SS

SECTION#: 8

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~CHARTER SCHOOL FUNDING RESTRICTIONS. Regardless of any provision of any law to the contrary, the Department of Education shall fund from state monies only those charter schools which provide education services in a traditional public school setting and, if the internet or long distance learning technology is used, the internet or long distance learning technology is used as a supplement to the school's traditional classroom setting.~~

AGENCY REQUEST

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0500 Department of Education

ACT#: 77-2SS

SECTION#: 9

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~SCHOOL FOR THE BLIND AND SCHOOL FOR THE DEAF CERTIFIED EDUCATIONAL SUPPORT STAFF BONUS. If sufficient appropriation and funds are available in the budgets of the School for the Blind and the School for the Deaf as approved by the Chief Fiscal Officer of the State during the 2004-05 2006-07 fiscal year, the schools are authorized to provide a one-time bonus of \$2,500 to each certified educational support staff that may not otherwise be eligible to receive the bonus under Section 2 of this Act. The provisions of this section shall only be in effect from July 1, 2003 2005 through June 30, 2005 2007.~~

AGENCY REQUEST

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0500 Department of Education

ACT#: 85-2SS

SECTION#: 2

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~DEPARTMENT OF EDUCATION — EDUCATIONAL SERVICES COOPERATIVES — FUNDING TRANSFER. Immediately upon the effective date of this act, the Chief Fiscal Officer of the State shall transfer on his books and those of the State Treasurer and the Auditor of the State the sum of nine hundred ten thousand dollars (\$910,000) from funds received from the Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27, to the Department of Education Public School Fund Account for providing a one-time bonus of \$2,500 for each certified teacher employed by an Educational Services Cooperative that is providing teaching services to special education children ages 3 to 5 years old or employed as a Math or Literacy Specialist on October 1, 2004.~~

AGENCY REQUEST

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0500 Department of Education

ACT#: 85-2SS

SECTION#: 4

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~JOINT COMMITTEE ON EDUCATIONAL FACILITIES — FUNDING TRANSFER. Immediately upon the effective date of this act, the Chief Fiscal Officer of the State shall set aside ten million dollars (\$10,000,000) of those funds received from the Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27 in order to provide funding for the Joint Committee on Educational Facilities and shall then transfer on his books and those of the State Treasurer and the Auditor of the State the sum of three million eight hundred thousand dollars (\$3,800,000) from funds received from the Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27 to the Department of Education Public School Fund Account, which may be expended for initial costs. Any expenditures over three million eight hundred thousand dollars (\$3,800,000) must receive prior approval by the Legislative Council or the Joint Budget Committee and after approval of such expenditures, the Chief Fiscal Officer of the State shall transfer the corresponding amount of funds on his books and those of the State Treasurer and Auditor of the State from funds received from the Jobs and Growth Tax Relief Reconciliation Act of 2003, Public Law 108-27 to the Department of Education Public School Fund Account.~~

AGENCY REQUEST

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0500 Department of Education

ACT#: 98-2SS

SECTION#: 7

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~PULASKI COUNTY DESEGREGATION. For the fiscal year ending June 30, 2004 2006 and for each fiscal year thereafter, the Department of Education shall from time to time as needed, certify to the State Treasurer and the Chief Fiscal Officer of the State, the amount of funds disbursed or approved to be disbursed by the Department of Education for desegregation expenses under the "Pulaski County School Desegregation Settlement Agreement." Upon the receipt of such certification, the State Treasurer, after making those deductions as set out in Arkansas Code 19-5-202(b)(2)(B), shall also deduct from the net general revenues the amount certified and transfer this amount to the Department of Education Public School Fund Account there to be used exclusively for payment of or reimbursement for expenses incurred from the Department of Education Public School Fund Account under the "Pulaski County School Desegregation Settlement Agreement."~~

AGENCY REQUEST

2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT

AGENCY: 0500 Department of Education

ACT#: 99-2SS

SECTION#: 2

CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)

EXECUTIVE RECOMMENDATION

~~CARRY FORWARD. Any unexpended balance of monies allocated for the Arkansas Better Chance for School Success Program remaining on June 30, 2005 2007, in the Department of Education Public School Fund Account shall be designated and retained for the Arkansas Better Chance for School Success Program.~~

~~————The provisions of this section shall be in effect only from July 1, 2004 2006 through June 30, 2005 2007.~~

CONTINUE CURRENT LANGUAGE
WITH APPROPRIATE DATE CHANGES